

To: Flanagan, Sarah[Flanagan.Sarah@epa.gov]; Vaughn, Stephanie[Vaughn.Stephanie@epa.gov]
Cc: Mack, Karyllan Dodson[Karyllan.Mack@klgates.com]
From: Monsen, Dawn M.
Sent: Mon 10/21/2013 3:51:13 PM
Subject: RE: LPRSA RI/FS Trust

Sarah,

We hope to deposit the additional \$2 million before December 13, but included a short period of time to collect any overdue assessments from Group members. We can also prepay a portion in mid- to late-November to the extent we don't have the full \$2 million collected. We confirm that the balance will not drop below \$1 million.

Thanks,
Dawn

From: Flanagan, Sarah [mailto:Flanagan.Sarah@epa.gov]
Sent: Friday, October 18, 2013 4:50 PM
To: Monsen, Dawn M.; Vaughn, Stephanie
Cc: Mack, Karyllan Dodson
Subject: RE: LPRSA RI/FS Trust

Dawn,

After the first half of the tenth payment of \$4 million has been deposited in the Trust (let's say next week), and the group of invoices that you submitted today are paid (in the first week of November), it looks like there would be approximately \$1.45 million remaining in the Trust.

Assuming the remainder of the tenth payment is due by December 13, 2013 as proposed, could you confirm that the account balance will not drop below \$1 million, between now and that date?

Thanks

-Sarah

Sarah P. Flanagan
Office of Regional Counsel, NJ Superfund Branch
USEPA, Region 2
290 Broadway, 17th Floor
New York, NY 10007
Tel: 212-637-3136

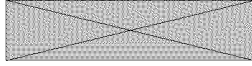
This email may contain material that is confidential, privileged and/or attorney work product for the sole use of the intended recipient. Any review of, reliance on, or distribution by others or forwarding without the express permission of the sender is strictly prohibited. If you are not the intended recipient, please contact the sender and delete all copies.

From: Monsen, Dawn M. [<mailto:dawn.monsen@klgates.com>]
Sent: Friday, October 18, 2013 2:10 PM
To: Vaughn, Stephanie; Flanagan, Sarah
Cc: Mack, Karyllan Dodson
Subject: LPRSA RI/FS Trust

Stephanie and Sarah,

Attached please find a proposal for a revised performance guarantee for the RI/FS Trust. We included not later than December 13, 2013 as the due date of the tenth payment. However, pursuant to our discussions, the CPG will pre-pay a portion of the tenth payment in the amount of at least \$2 million as soon as possible. \$1.5 million has been transferred by de maximis to US Bank and \$500,000 will be transferred in the next few days. Written confirmation will be provided to EPA. We will transmit the second \$2 million as soon as funds are collected from Group members, which we will push for in advance of December 13. Please let us know if you have any questions.

Thanks,
Dawn



Dawn M. Monsen, Esq.
K&L Gates LLP
One Newark Center, 10th Floor

Newark, New Jersey 07102
Phone: +1.973.848.4148
Fax: +1.973.848.4001
dawn.monsen@klgates.com

www.klgates.com

This electronic message contains information from the law firm of K&L Gates LLP. The contents may be privileged and confidential and are intended for the use of the intended addressee(s) only. If you are not an intended addressee, note that any disclosure, copying, distribution, or use of the contents of this message is prohibited. If you have received this e-mail in error, please contact me at dawn.monsen@klgates.com.

***** ATTACHMENT NOT DELIVERED ***** This Email message contained an attachment named image001.jpg which may be a computer program. This attached computer program could contain a computer virus which could cause harm to EPA's computers, network, and data. The attachment has been deleted. This was done to limit the distribution of computer viruses introduced into the EPA network. EPA is deleting all computer program attachments sent from the Internet into the agency via Email. If the message sender is known and the attachment was legitimate, you should contact the sender and request that they rename the file name extension and resend the Email with the renamed attachment. After receiving the revised Email, containing the renamed attachment, you can rename the file extension to its correct name. For further information, please contact the EPA Call Center at (866) 411-4EPA (4372). The TDD number is (866) 489-4900. ***** ATTACHMENT NOT DELIVERED *****